

From: [Lewicki, Chris](#)
To: [Havard, James](#)
Cc: [Santell, Stephanie](#); [Hunter, Christopher](#)
Subject: Draft TPs
Date: Thursday, May 10, 2018 12:31:52 PM

Jim: Here are draft TPs that OGC has reviewed. A huge thanks to chris and Stephanie who drafted these and after reviewing, I had no edits 😊

Deschutes TMDL Litigation

- On May 4, 2018 the judge in NWEA's litigation against EPA in the Deschutes TMDL case denied EPA's motion to stay the case until June 29, 2018 to allow EPA time to complete its action.
- The judge pointed out that EPA has had over 2 years to take action, and that "a negotiated consent decree or stipulated entry of judgment would provide plaintiff some assurance of timely agency action or, at the very least, an enforcement mechanism if the agency again fails to meet its deadline."
- (b) (5)

Background

- R10 staff will be recommending some disapprovals to the RA.
- The Region knows that Dave would like to talk to the RA if the Region intends to disapprove some of the TMDLs

WV Constructive Submission TMDL Litigation

- (b) (5)
-
-

-

WV 2016 303(d) List Submittal

- (b) (5)

(b) (5)

•

•

•

|

|

|

|

|

|